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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

13 SPIRO ZOGRAFOS,

Case No. 05-3881 PIH

**14** Plaintiff,

E-FILING CASE

15                          vs.  
16                          CITY AND COUNTY OF SAN  
17                          FRANCISCO, KENNETH MOREY,  
                                an individual, and DOES 1 through 25,  
                                inclusive.

**STIPULATION AND PROPOSED ORDER  
DISMISSING WITH PREJUDICE  
CLAIMS OF (2); (3); (8); & (9) BY  
PLAINTIFFS SPIRO ZOGRAFOS  
AGAINST THE CITY AND COUNTY OF  
SAN FRANCISCO**

## Defendants.

Action Filed: August 10, 2005

STIP & ORDER RE DISMISSAL W/PREJUDGCT  
CASE NO. 05-1581-PBH

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**IT IS HEREBY STIPULATED**, by and among the parties through their respective counsel that the following claims brought by Plaintiff, Spiro Zografos, against the Defendant, the City and County of San Francisco, hereby are dismissed with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1); (2) Assault; (3) Battery; (8) Termination in Violation of Public Policy; and (9) False Imprisonment. The parties further request that the district court enter an order to that effect. The parties also agree that with respect to these claims each side will be responsible for their respective attorney fees and costs.

**SO STIPULATED.**

Dated: October 8, 2006 September 25, 2006

By:   
TOM DUCKWORTH

Attorney for Plaintiff  
**SPIRO ZOGRAFOS**

Dated: October 8, 2006 September 25, 2006

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Attorneys for Defendant  
CITY AND COUNTY OF SAN FRANCISCO

STIP & ORDER RE DISMISSAL W/PREJUDICE  
CASE NO. 05-3881 PJH

## ORDER

**IT IS HEREBY ORDERED THAT** the following claims of Plaintiff Spiro Zografos against the Defendant City and County of San Francisco, (2) Assault; (3) Battery; (8) Termination in Violation of Public Policy; and (9) False Imprisonment are dismissed with prejudice.

DATED: 1-4-07

HON. PHYLLIS J. HAMILTON  
United States District Court Judge